

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: P. Bonutti  
Application No.: To be Assigned  
(Continuation of App No. 10/626,951)  
Filed: Herewith

Confirmation No.:  
Group Art Unit:  
Examiner:  
Attorney Docket No.: 781-A04-006-3

For: SHOULDER ORTHOSIS

**INFORMATION DISCLOSURE STATEMENT  
PURSUANT TO 37 C.F.R. § 1.56**

Commissioner for Patents  
Alexandria, VA 22313

Sir:

In accordance with the duty of disclosure provisions of C.F.R. § 1.56, there is hereby provided certain information, which the Examiner may consider material to the examination of the subject U.S. patent application. It is requested that the Examiner make this information of record if it is deemed material to the examination of the application.

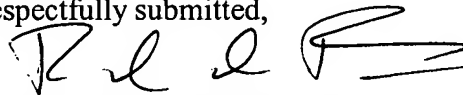
A revised Form PTO/SB/08 listing all patents, publications, applications, or other information submitted for consideration is enclosed. Copies of the listed documents from prior Application No. 10/626,951, filed July 25, 2003, of which this application claims priority under 35 U.S.C. § 120, are not being submitted pursuant to 37 C.F.R. § 1.98(d).

No admission is made that the information cited in this Statement is, or is considered to be prior art, material to patentability nor a representation that a search has been made.

This Information Disclosure Statement is filed under 37 C.F.R. § 1.97(b) before the latter of three months after the U.S. patent application filing date or the first Office Action on the merits. Accordingly, no fee or certification is required.

Dated: JAN 20, 2004

Respectfully submitted,



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PTO/SB/08A (10-96)

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Substitute for form 1449A/PTO				Complete If Known		
<b>INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION</b> (use as many sheets as necessary)				Application Number		
				Filing Date		
				First Named Inventor P. Bonutti		
				Group Art Unit		
				Examiner Name		
Sheet	1	of	2	Attorney Docket Number 781-A04-006-3		
<b>U.S. PATENT DOCUMENTS</b>						
Examiner Initials	Cite No. <sup>1</sup>	U.S. Patent Document Code <sup>2</sup> Number (if known)	Kind	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AA	2,590,739		Wagner	03-25-52	
	AB	4,180,870		Radulovic et al.	01-01-80	
	AC	4,241,731		Pauley	12-30-80	
	AD	4,653,479		Maurer	03-31-87	
	AE	4,957,281		Christolear Jr.	09-18-90	
	AF	5,163,451		Grellas	11-17-92	
	AG	5,285,773		Bonutti et al.	02-15-94	
	AH	5,385,536		Burkhead et al.	01-31-95	
	AI	5,391,132		Greenwald	02-21-95	
	AJ	5,407,420		Bastyr et al.	04-18-95	
	AK	5,417,643		Taylor	05-23-95	
	AL	5,503,619		Bonutti	04-02-96	
	AM	5,520,181		Kreidler et al.	05-28-96	
	AN	5,788,659		Haas	08-04-98	
	AO	5,848,979		Bonutti et al.	12-15-98	
	AP	5,919,148		Marko et al.	07-06-99	
	AQ	6,007,500		Quintinskie Jr.	12-28-99	
	AR	6,113,562		Bonutti et al.	09-05-00	
Examiner				Date Considered		

Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIP Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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				Application Number		
				Filing Date		
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				Examiner Name		
Sheet <span style="margin-left: 20px;">2</span> of <span style="margin-left: 20px;">2</span>				Attorney Docket Number <span style="margin-left: 20px;">781-A04-006-3</span>		
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Examiner Initials	Cite No. <sup>1</sup>	U.S. Patent Document Code <sup>2</sup> Number (if known)	Kind	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
<b>OTHER REFERENCES - NON PATENT LITERATURE DOCUMENTS</b>						
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.				T <sup>6</sup>
	BA	Copy of advertising materials from the Internet on June 5, 1998 entitled: "Quadrant by Smith & Nephew DonJoy". "Entering a New Plane".				
	BB	Copy of advertising materials from the Internet on June 5, 1998 entitled: "Quadrant Make DonJoy's Quadrant Your First Choice For eEffective Post-Operative Shoulder Treatment". "Quadrant Brace Specifications".				
	BC	Copy of advertising materials from the Internet on June 5, 1998 entitled: "Ultraslingtm by DonJoy".				
	BD	Neporent et al. "Weight Training For Dummies" 1997, pg. 294.				
<b>Examiner</b>					<b>Date Considered</b>	

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